

ORDINANCE NO. 2016-10

AN ORDINANCE AMENDING THE PROVISIONS OF TITLE 5 (BUSINESS, LICENSES AND REGULATIONS); CHAPTER 5.24 (VIDEO GAMING); SUBCHAPTER 5.24.220 (NUMBER OF LICENSES) OF THE CODE OF INDIAN HEAD PARK TO INCREASE THE MAXIMUM NUMBER OF VIDEO GAMING LOCATION LICENSES AND THE MAXIMUM NUMBER OF VIDEO GAMING TERMINAL LICENSES (CARDINAL RESTAURANT GROUP LLC D/B/A BLONDIES)

PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES THE
12TH DAY OF MAY 2016

Published in pamphlet form by authority
of the Corporate Authorities of Indian
Head Park, Illinois, the 12th day of May
2016

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WHEREAS, the Illinois General Assembly enacted the Video Gaming Act (230 ILCS 40/1 *et seq.*) which authorizes video gaming in certain licensed establishments;

WHEREAS, Section 27 of the Video Gaming Act (230 ILCS 40/27) authorizes the Village of Indian Head Park (the “Village”) to prohibit video gaming within the corporate limits of the Village and implied within such authorization is the authority to limit, license and regulate video gaming within the corporate limits of the Village;

WHEREAS, the Village is authorized by Section 4-1 of the Illinois Liquor Control Act of 1934 (235 ILCS 5/4-1) to establish regulations and restrictions upon the issuance of and operations under local licenses for sale at retail of alcoholic liquor not inconsistent with the Illinois Liquor Control Act as the public good and convenience may require;

WHEREAS, the Village is authorized by Section 11-5-1 of the Municipal Code (65 ILCS 5/11-5-1) to suppress gaming and gambling houses;

WHEREAS, the corporate authorities of the Village have determined that it is advisable, necessary and in the best interest of the Village to regulate, consistent with the Video Gaming Act (230 ILCS 40/1 *et seq.*), the operation of video gaming terminals within the Village;

WHEREAS, Section 5.24.220(A) of the Code of Indian Head Park establishes the number of Video Gaming Location Licenses; and such number may, from time to time, be increased by formal action of the Village Board of Trustees to make available for the Liquor Commissioner to consider granting a Video Gaming Location License for a new and deserving business enterprise which seeks a Video Gaming Location License;

WHEREAS, Section 5.24.220(B) of the Code of Indian Head Park establishes the number of Video Gaming Terminal Licenses; and such number may, from time to time, be increased by formal action of the Board of Trustees to make available for the Liquor Commissioner to consider granting a Video Gaming Terminal License for a new and deserving business enterprise which seeks a Video Gaming Terminal License; and

WHEREAS, the Board of Trustees has determined that it is desirable to increase the maximum number of Video Gaming Location Licenses and increase the maximum number of Video Gaming Terminal Licenses to enable the Liquor Commissioner to consider issuing a Video Gaming Location License to Cardinal Restaurant Group d/b/a Blondies located at 6935 Joliet Road, Indian Head Park, Illinois,

and Video Gaming Terminal Licenses to authorize the installation and use of video gaming devices at that location and to encourage increased general economic activity and tourism within the Village;

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Board of Trustees of the Village of Indian Head Park, Cook County, Illinois, as follows:

Section 1. The recitals set forth above are incorporated herein by this reference.

Section 2. Section 5.24.220 entitled "Number of Licenses" of the Village of Indian Head Park Code of Ordinances, shall be amended to read as follows:

(A) The total number of Video Gaming Location Licenses issued under this chapter article shall not exceed three (3).

(B) The total number of Video Gaming Terminal Licenses for Video Gaming Terminals issued under this chapter article shall not exceed 15.

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of the conflict.

Section 4. This Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 12th day of May 2016, pursuant to a roll call vote as follows:

AYES:

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this 12th day of May 2016

Tom Hinshaw, President of the Village of Indian Head Park, Cook County, Illinois

ATTESTED and filed in my office,
and published in pamphlet form.